

FACULTY & GUEST SPEAKERS

HONORABLE WILLIAM CONNELLY

William Connelly was appointed a full time United States Magistrate Judge for the District of Maryland in March 1995. Prior to his appointment, he was in private practice for 14 years handling general civil and criminal litigation. Judge Connelly was commissioned in the U.S. Air Force in 1973. He entered active duty in 1977 and served four years in the Judge Advocate General's Department. Since 1981 he has served in the U.S. Air Force Reserve. He served in the Appellate Defense Office for four years and the General Counsel's Office at the Defense Intelligence Agency for five years. For the past twelve years he has been a Reserve Judge on the Air Force Court of Criminal Appeals. He holds the rank of Lieutenant Colonel. Judge Connelly received his B.A. and J.D. from the University of Maryland in 1973 and 1976. He continued his education at Georgetown Law School obtaining his LL.M. in 1979. He is a member of the Maryland and District of Columbia Bars. He is a frequent lecturer at CLE and Bar programs on federal practice and professionalism.

PAUL BROWN

Paul grew up in Atlanta and earned a Bachelor of Arts degree in history with highest honors from Georgia State University. Before attending law school he worked as a reporter and producer at an all-news radio station. Paul left the news business to join the staff of U.S. Senator Mack Mattingly in Washington, where he served for three years as the senator's deputy press secretary. Paul attended law school at the University of Georgia and graduated in 1988 with honors. Following graduation, he joined the Department of Justice through the Attorney General's Honors Program. For the past 16 years, Paul has been assigned to the Constitutional Torts Staff in the Civil Division, where he specializes in all types of personal-liability litigation involving federal employees. During this time he has developed an expertise in the process used by Department attorneys to decide whether to authorize individual-capacity representation in a given case. He is also knowledgeable about litigation strategy and the available legal defenses such as absolute immunity, qualified immunity, and the immunity available to federal employees under the *Westfall* Act. In addition to his practice in both the district courts and the courts of appeals, Paul serves as a point of contact for Assistant U.S. Attorneys nationwide who need guidance and support with their personal-liability cases. He has written a monograph on certain aspects of his legal specialty, and he organizes seminars for DOJ attorneys at the National Advocacy Center. Paul is a frequent guest instructor at the Federal Law Enforcement Training Center and the Inspector General Academy. He also gives briefings to numerous groups of federal employees throughout the executive branch.

MICHAEL ROBINSON

In 1976 Mr. Robinson received his J.D. from Yale Law School. After clerking on the district court in the Southern District of New York, Mr. Robinson went to practice in the law firm of Sutherland, Asbill and Brennan in Washington, D.C. In 1981 he joined the Department of Justice where he worked in the Office of Legal Policy until he moved to the Appellate Staff of the Civil Division in 1986. Mr. Robinson lectures on the Equal Access to Justice Act and

frequently serves as a judge and lecturer on appellate advocacy for the Attorney General's Advocacy Institute.

ANNE MURPHY

After graduating with a First Class degree in philosophy from the University of Cambridge, England, and post-graduate work in philosophy at Harvard, Ms. Murphy received her law degree from the University Of Baltimore School Of Law in 1994. After clerking on the Court of Appeals of Maryland and the United States District Court for the District of Maryland, Ms. Murphy joined the Department of Justice in 1996. She has been a member of the Appellate Staff of the Civil Division ever since. Ms. Murphy frequently serves as a faculty member for appellate advocacy courses held at the National Advocacy Center in Columbia, South Carolina. She also teaches appellate advocacy at the University of Baltimore School of Law, and Legal Issues in Medicine for an MBA program at the Johns Hopkins University.

LIEUTENANT COLONEL (RETIRED) DOUG MICKLE

Lieutenant Colonel (Retired) Doug Mickle is a trial attorney with the National Courts Section of the Commercial Litigation Branch, United States Department of Justice. LTC (Ret.) Mickle was a Distinguished Military Graduate of St. Lawrence University and upon graduation in 1982, was commissioned in the Regular Army. He was initially branched in the Adjutant General's Corps where he served for over five years. During that time he served in Europe as a company Executive Officer; commanded the 198th Personnel Service Company, Boeblingen Composite Team, 38th Personnel and Administration Battalion; and worked in Washington D.C. in The Adjutant General Directorate. In 1987, LTC (Ret.) Mickle was selected for the Funded Legal Education Program. He attended the George Washington University's National Law Center in Washington, D.C., graduating in 1990. As a Judge Advocate, LTC (Ret.) Mickle had several assignments that involved litigation, to include: Trial Counsel for the 194th Armored Brigade (Separate) and Chief of Military Justice at the United States Army Armor Center and Fort Knox; Litigation Attorney, Military Personnel Law Branch at the United States Army's Litigation Division in Washington, D.C.; Senior Litigation Attorney for the Litigation Division; and finally, as Chief of the General Litigation Branch at the Army's Litigation Division. As a litigation attorney, LTC (Ret.) Mickle worked upon several cases involving military personnel policy issues, to include: Schism v. United States, 316 F.3d 1259 (Fed. Cir. 2002)(*en banc*); Sebastian v. United States, 185 F.3d 1368 (Fed. Cir. 1999); Able v. United States, 155 F.3d 628 (2d Cir. 1998); Holley v. United States, 124 F.3d 1462 (Fed. Cir. 1997); and Perez v. United States, 156 F.3d 1366 (Fed. Cir. 1998). LTC (Ret.) Mickle also served as the Deputy Staff Judge Advocate for United States Army I Corps and Fort Lewis, at Fort Lewis Washington. LTC (Ret.) Mickle's military schooling includes the Adjutant General Officer's Basic and Advanced Courses; the Judge Advocate Officer's Basic and Graduate Courses; and the Command and General Staff College. His military awards include the Legion of Merit, Defense Meritorious Service Medal, the Meritorious Service Medal with Oak Leaf Clusters, the Army Commendation Medal, the Army Achievement Medal with Oak Leaf Cluster, and the Parachutist Badge. Mr. Mickle is a member of the bars of New York, Pennsylvania, the District of Columbia, Army Court of Criminal Appeals, Court of Appeals for the Armed Forces, United States Court of Federal Claims and the U.S. Supreme Court.

LIEUTENANT COLONEL (RETIRED) THOMAS M. RAY

Lieutenant Colonel (Retired) Thomas M. Ray is currently assigned as a senior attorney in the Civilian Personnel Litigation Branch, U. S. Army Litigation Division, in Arlington, Virginia. He has been in this position since his retirement from active duty in February 2005. In December 1985, LTC (Ret.) Ray reported for his first assignment to the 9th Infantry Division at Fort Lewis, Washington, where he became a prosecuting attorney. In 1988, he deployed for six months to the Sinai, Egypt for duty as the Task Force Judge Advocate, with the Multinational Forces and Observes Peacekeeping Group. Upon his return to Fort Lewis, he became the Division's first Chief of Operational Law. In May of 1989, he arrived in South Korea and served one year as a trial defense counsel at 2nd Infantry Division, Camp Casey. From Korea, LTC (Ret.) Ray transferred to Frankfurt, Germany, where he was the Senior Defense Counsel from 1990-1993. In this position he was in charge of the largest Field Office within TDS. He supervised nine attorneys spread over six offices and provided support for three different general courts-martial jurisdictions (V Corps, 3rd Armored Division, and 32nd Air Defense Command). During the Gulf War, LTC (Ret.) Ray deployed to Israel to provide legal support for the Patriot Missile units. In 1994, he first went to the Civilian Personnel Branch of the Army's Litigation Division, located in Arlington, Virginia. He served in that position for three years. In 1999, he was assigned as a Special Assistant United States Attorney to the Eastern District of Virginia (Civil Division) for two years. In 1999, he became the Regional Defense Counsel in Seoul, Korea. In June 2001 he returned to the Department of Justice, this time working in the U.S. Attorney's Office (Civil Division) in Washington D.C. In July 2002, he became the Chief of the Tort Litigation Branch responsible for the defense of all Army tort litigation filed in Federal Courts throughout the United States. In July 2004, he was reassigned to be the Executive Officer for the U.S. Army Trial Defense Service until his retirement in 2005. LTC (Ret.) Ray's awards and honors include: the Legion of Merit, seven Meritorious Service Medals, a 1999 Department of Justice Award for Superior Service, numerous public speaking awards, service as a Lyndon Baines Johnson Congressional Intern in 1984, and a Louisiana Commendation Medal (1980). LTC (Ret.) Ray earned his Bachelor of Arts Degree in political science from Louisiana State University at Shreveport in 1982. He received his Doctor of Jurisprudence Degree from Mississippi College in 1985. In 1994, he was received a Masters of Law Degree at the Army Judge Advocate General's School in Charlottesville, Virginia. LTC (Ret.) Ray and his wife Mi Ran have two children. William is fifteen and Catherine is thirteen.

LIEUTENANT COLONEL MARGARET O. STEINBECK

Circuit Judge, 20th Judicial Circuit, State of Florida. B.S. (summa cum laude), University of Georgia, 1978; J.D., University of Virginia School of Law, 1984; LL.M. (with honors), The Judge Advocate General's School, U.S. Army, 1989. Lieutenant Colonel Steinbeck served on active duty in the Army JAG Corps from 1984 through 1990, with assignments in Germany and Washington, D.C. As an attorney in the Environmental Law Division, U.S. Army Legal Services Agency, Lieutenant Colonel Steinbeck represented the U.S. Army in a variety of civil litigation actions, including environmental clean-up, water rights, and toxic tort litigation. From 1990 to 1995, Lieutenant Colonel Steinbeck was in private practice with firms in Washington, D.C., and Naples, Florida. In 1995, Lieutenant Colonel Steinbeck was appointed as an Assistant United States Attorney (AUSA) for the Middle District of Florida, where she represented the United

States and its agencies and officers in both affirmative and defensive civil litigation, including employment discrimination, personal injury, medical malpractice, constitutional tort, health care fraud, and condemnation actions. In 1998, Lieutenant Colonel Steinbeck was appointed as a Circuit Judge for the 20th Judicial Circuit, State of Florida. As a Circuit Judge, she presides over circuit civil and felony criminal trials and sits as an appellate judge for civil and criminal appeals from county court. Lieutenant Colonel Steinbeck is a member of the bars of Virginia and Florida and is a former Chair of the Military Affairs Committee of the Florida Bar. She is on the faculty of the Florida Judicial College and co-author of *The Florida Evidence Code Trial Book*. She is also a faculty member of the Florida College of Advanced Judicial Studies. Lieutenant Colonel Steinbeck is currently assigned to the 174th Legal Support Organization, Miami, Florida.

LIEUTENANT COLONEL JOSEPH C. FETTERMAN

Chief, Military Personnel Branch, U.S. Army Litigation Division. B.S. (summa cum laude), University of Scranton, 1986; J.D., Cornell University Law School, 1989; LL.M., The Judge Advocate General's School, U.S. Army, 1998; LL.M. (With Highest Honors), George Washington Law School (2003). Trial Counsel, 9th Infantry Division and 199th Infantry Brigade & Chief, International & Operational Law, I Corps, Fort Lewis, Washington, 1990-1993. Associate Judge Advocate, United States Army Audit Agency, Alexandria, VA, 1993-1995. Legal Advisor, United States Department of State, Washington DC, 1995-1997. Command Judge Advocate, ARCENT-Saudi Arabia, 1997-1998. Litigation Attorney, USALSA Litigation Division, Military Personnel Branch, 1999-2002. Joint Contracting Center Counsel, US Army Contracting Command Europe, Camp Bondsteel, Kosovo, 2003-2004. Team Chief, Trial Team 1, USALSA Contract Appeals Division, 2004-2005. Member of the Bars of New York, the Army Court of Criminal Appeals, the Court of Appeals for the Armed Forces, the Court of Federal Claims, the DC Circuit, the Federal Circuit, and the United States Supreme Court.

LIEUTENANT COLONEL JOHN M. BERGEN

Law Clerk, Judge Lawrence M. Baskir, U.S. Court of Federal Claims; Senior Trial Counsel, 10th Legal Support Organization, Upper Marlboro, MD, 2000-04. B.A., Lafayette College, 1988; J.D., American University, Washington College of Law, 1991; 127th Judge Advocate Officer Basic Course, 1992; Judge Advocate Officer Advanced Course, 2003. Law Clerk, Chief Judge Eugene R. Sullivan, U.S. Court of Appeals for the Armed Forces, 1991-92; Trial Counsel, 24th Infantry Division, Fort Stewart, GA, 1992-94; Defense Counsel, Hunter Army Airfield Field Office, Savannah, GA, U.S. Army Trial Defense Service, 1994-96; Appellate Attorney, Government Appellate Division, U.S. Army Legal Services Agency, Falls Church, VA, 1996-97; Litigation Attorney, U.S. Army Litigation Center, Arlington, VA, 1997-99. Member of the bars of Pennsylvania, Connecticut, District of Columbia, Army Court of Criminal Appeals, Court of Appeals for the Armed Forces, U.S. Court of Federal Claims and the U.S. Supreme Court.

MAJOR CHARLIE YOUNG

Major Charlie Young currently serves as the Chief of the Litigation and Employment Law Section, Office of General Counsel, National Guard Bureau (NGB). Maj Young was originally commissioned in the United States Army in 1989 and served as an active-duty Army officer until

April 2005 when transferred to the West Virginia Air National Guard (WVANG) and accepted a T-10 Active Duty position at NGB. Maj Young was recently promoted to Lieutenant Colonel in the WVANG and is awaiting federal recognition of his WVANG promotion. Since starting at NGB in April 05, Maj Young has served as a litigation attorney, deployed to New Orleans for Hurricane Katrina relief duties, deployed to Iraq to work Rule of Law issues for Multi-National Forces-Iraq, and assisted in the deployment of 6,000 NG soldiers to the Nation's South-West border for participation in Operation Jump Start. From Jun 02 until Apr 05, he was assigned to the Tort Litigation Branch of the Army's Litigation Division, in Arlington, Virginia, where he tried many cases in various Federal District Courts around the nation. He attended the 50th Graduate Course at the Army Judge Advocate General's School in Charlottesville, Virginia, from Aug 01-May 02 where he received a Masters of Law Degree in Military Law. From Jan 98 until Jul 01, he was assigned to Germany with duty in the 1st Infantry Division. While assigned to the Big Red One, he served as a Legal Assistance Attorney, Trial Counsel for two aviation brigades, and as the Division's Senior Trial Counsel. During this assignment he tried over 120 contested criminal cases. MAJ Young attended the 144th Judge Advocate Officer Basic Course in Charlottesville, VA in 1997. From Jun 94-May 97, he attended the William and Mary School of Law in Williamsburg, VA under the Army's Funded Legal Education Program. Prior to law school, Maj Young was assigned as an Apache Attack Helicopter Platoon Leader, with B Company, 1-229th ATKHB, at Ft. Hood, TX and Ft. Bragg, N.C, from 1991-1994. He also served as the Attack Helicopter Battalion Intelligence Officer for the same battalion during this assignment. In Sep 89, he reported for his first assignment which included, the Aviation Officer's Basic Course, Flight School, Advanced Aero Scout Training, and the Apache Helicopter Qualification Course, at Fort Rucker, Alabama. His qualifications, awards, and honors include: The Army Aviator's Badge, Air Assault Badge, Airborne Badge, French Parachutist's Badge, Marine Corp's Parachutist's Badge, two Meritorious Service Medal, an Army Commendation Medal, an Air Force Achievement Medal, three Army Achievement Medals, Two National Defense Service Medals, the Iraq Campaign Medal, the Global War on Terrorism Service Medal, the Armed Forces Service Medal, the Humanitarian Service Medal, and the Association of Trial Lawyers of America's Outstanding Trial Advocacy Award. Maj Young earned his Bachelor of Science Degree in Economics from Vanderbilt University in 1989; his Master of Arts Degree in Management from Webster University in 1994; and his Doctor of Jurisprudence Degree from the William and Mary School of Law in 1997. He received his L.L.M. in Military Law from the U.S. Army Judge Advocate General's School in 2002 and completed the U.S. Army Command and General Staff College in 2005. He and his wife, Laurie, have three children; Madison (11), Darby (8) and Charlie (7).

MAJOR LOUIS A. BIRDSONG

JA, Professor, Administrative and Civil Law Department. Basic and Advanced Individual Training (Honor Graduate), 1988; B.A., Southwest Texas State University (Summa Cum Laude), 1991; Aviation Officer Basic Course, 1992 (Commandant's List); Air Assault School, 1992; Initial Entry Rotor Wing Course, 1992; Scout Platoon Leader's Course, 1993; J.D., The William and Mary School of Law, 1998; 147th Judge Advocate Officer Basic Course, 1998; Combined Arms and Services Staff School, 2002; LL.M., 51st Judge Advocate Officer Graduate Course (Commandant's List), 2003; United States Army Command and General Staff College, 2005. Platoon Leader, 6th Cavalry Brigade, Fort Hood, Texas, 1993-1994. S4, 6th Cavalry Brigade,

Fort Hood, Texas, 1994-1995. Chief, International and Operational Law, 2d Infantry Division, Camp Red Cloud, Republic of Korea, 1998-1999; Chief, Claims, 3d Infantry Division, Fort Stewart, Georgia, 2000; Chief, Administrative Law, 3d Infantry Division, Fort Stewart, Georgia, 2000-2001; Trial Counsel, 3d Infantry Division, Fort Stewart, Georgia, 2001-2002. Litigation Attorney, United States Army Litigation Division, United States Army Legal Services Agency, Arlington, Virginia, 2003-2006. Member of the Bars of Virginia and the United States Court of Appeals for the Armed Forces.

CAPTAIN LARRY P. COTE

Trial Attorney, Civil Division, U.S. Department of Justice, Jan. 2003 - present; Associate General Counsel, Executive Office for Immigration Review, U.S. Department of Justice, Mar. 2000 - Jan. 2003; Ethics Advisor, Office of Counsel to the President, Executive Office of the President of the United States, Nov. 2001 - May 2002 (detail); Special Assistant United States Attorney, U.S. Attorney's Office, District of Columbia, Sep. 2000 - Feb. 2001 (detail). B.A., Union College (NY), 1994; J.D., Albany Law School, 1997; Command Judge Advocate, Trial Counsel, 10th Legal Support Organization, Upper Marlboro, MD, Sep. 2000 - Jun. 2006; Administrative Law Attorney, Coalition Forces Land Component Command (Third Army), Camp Doha, Kuwait, Feb. 2003 - Dec. 2003. Member of the bars of Maryland, District of Columbia, U.S. Courts of Appeals for the Fourth, Fifth, Seventh and Ninth Circuits.